

## SCHEDULE

Article 2

## PART 1

## PROVISIONS OF THE ORDER COMING INTO OPERATION ON 25TH FEBRUARY 2005

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 3(1)(b)	Regulator's functions
Article 4(3)	Definitions of "stakeholder pension scheme" and "work-based pension scheme"
Article 5	Supplementary powers
Article 7(9)(b) in so far as it relates to paragraph 18(2) of Schedule 1 to the Pensions Act 2004(1)	Functions exercisable by the Determinations Panel
Article 8 except paragraph (2)(c)	Provision of information, education and assistance
Article 86(1) to (8)	Procedure for issue and publication of codes of practice
Article 101(2)	Board's functions and supplementary powers etc.
Article 103(4)	Administration levy
Article 173	Notices requiring provision of information
Article 175(1), and (4) to (7) in so far as those paragraphs relate to Article 173	Penalties relating to Article 173
Article 254	Amendments relating to the Pensions Compensation Board
Schedule 4, paragraph 1 and Article 101(3) in so far as it relates to that paragraph	The Board of the Pension Protection Fund
Schedule 10, paragraph 64 and Article 290(1) in so far as it relates to that paragraph	Amendment of the Deregulation and Contracting out Order

## PART 2

PROVISIONS OF THE ORDER COMING INTO OPERATION ON 25TH FEBRUARY 2005 FOR THE PURPOSE ONLY OF AUTHORISING THE MAKING OF REGULATIONS OR ORDERS, AS THE CASE MAY BE, AND ON 8TH MARCH 2005 FOR ALL OTHER PURPOSES

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 110(2)	Eligible schemes

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<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 280(1)(b) and (3)	Modification of the Order in relation to certain categories of schemes

### PART 3

PROVISIONS OF THE ORDER COMING INTO OPERATION ON 25TH FEBRUARY 2005 FOR THE PURPOSE ONLY OF AUTHORISING THE MAKING OF REGULATIONS, AND ON 1ST APRIL 2005 FOR ALL OTHER PURPOSES

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 55(5)	Power to prescribe “registrable scheme”
Article 103(1), (3) and (7)(a)	Administration levy
Article 110(1)(b) and (5)	Eligible schemes
Article 157	Initial levy
Article 164(5) and (8)	Calculation, collection and recovery of levies
Article 171(11)(a)	Fraud compensation levy
Article 191(3) and (4)	The PPF Ombudsman – levy
Schedule 1, paragraph 3, and Article 3(2) in so far as it relates to that paragraph	The Regulator – collection of levy
Schedule 10, paragraph 23, and Article 290(1) in so far as it relates to that paragraph	Consequential amendment
Schedule 11, the repeal in section 170 of the Pension Schemes (Northern Ireland) Act 1993, and Article 291 in so far as it relates to that repeal	Repeal

### PART 4

PROVISIONS OF THE ORDER COMING INTO OPERATION ON 25TH FEBRUARY 2005 FOR THE PURPOSE ONLY OF AUTHORISING THE MAKING OF REGULATIONS, ORDERS OR RULES, AS THE CASE MAY BE, AND ON 6TH APRIL 2005 FOR ALL OTHER PURPOSES

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 2(5)(a)	General interpretation – meaning of “employer”
Article 7(5)(a)	Functions exercisable by the determinations panel
Article 15(7)	Pension liberation: Court’s power to order restitution
Article 17(4)	Pension liberation: repatriation orders

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 19(10), paragraph (b)(i) of the definition of “the actuary”	Freezing orders
Article 20(7)(a)	Consequences of freezing order
Article 26(7)(c)	Power to give a direction where freezing order ceases to have effect
Article 32(2) and (3)	Independent trustees
Article 34(1)(b)	Contribution notices where avoidance of employer debt
Article 39(1)(b), (3)(c) and (9)	Financial support directions
Article 40(3)(a) and (4)	Meaning of “service company” and “insufficiently resourced”
Article 41(2)(b)	Meaning of “financial support”
Article 48(1)(b) and (7)(a)	Restoration orders where transactions at an undervalue
Article 53(1) to (4)	Articles 34 to 52: partnerships and limited liability partnerships
Article 55(2)(h) and (3)	Registrable information
Article 56(1) to (3)	The register: inspection, provision of information and reports etc.
Article 64(2), (3)(a)(ii) and (b)(ii) and (5)	Duty to notify the Regulator of certain events
Article 88(2)(q)	The Regulator’s procedure in relation to its regulatory functions
Article 92(5)(u)	Special procedure: applicable cases
Article 97(1)(c)	References to the Tribunal
Article 98(5)	Appeal on a point of law
Article 104(3) and (4)	Duty to notify insolvency events in respect of employers
Article 105(5)	Insolvency event, insolvency date and insolvency practitioner
Article 106(3), (5) and (8)	Insolvency practitioner’s duty to issue notices confirming status of scheme
Article 107(5)	Approval of notices issued under Article 106
Article 109(4)(a)	Binding notices confirming status of scheme
Article 110(3)	Eligible schemes
Article 113(1)(b), (3) and (8)	Applications and notifications for the purposes of Article 112
Article 114(5) and (8)	Board’s duty where application or notification received under Article 113

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<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 117(3)	Admission of new members, payment of contributions, etc.
Article 118(3) in so far as it relates to paragraph (iii) of the definition of “relevant person” in sub-paragraph (a)	Directions
Article 119(4)	Restrictions on winding up, discharge of liabilities, etc.
Article 122(10)(b) and (12)	Payment of scheme benefits
Article 123(6)	Loans to pay scheme benefits
Article 124(3)(b) and (6)	Reviewable ill health pensions
Article 125(2) and (6)	Effect of a review
Article 127(3) to (5) and (11) in so far as it relates to paragraphs (i) and (ii)(a) of the definition of “actuarial valuation” in sub-paragraph (a)	Board’s obligation to obtain valuation of assets and protected liabilities
Article 129(4)	Binding valuations
Article 130(1) and (5)	Schemes which become eligible schemes
Article 131(1)(a) and (5)	New schemes created to replace existing schemes
Article 132(8)	Withdrawal following issue of Article 106(4) notice
Article 134(5) and (6)(a) to (c)	Consequences of the Board ceasing to be involved with a scheme
Article 135(4), (6), (8) in so far as it relates to paragraph (b) of the definition of “audited scheme accounts” and (9)(b)	Application for reconsideration
Article 136(4) and (8)	Duty to assume responsibility following reconsideration
Article 151(1)	Modification of Chapter where liabilities discharged during assessment period
Article 162(1)(a), (2) in so far as it relates to paragraph (b)(i) of the definition of “the actuary” and (3)	Valuations to determine scheme underfunding
Article 172	Information to be provided to the Board etc.
Article 185(1)	Provision of information to members of schemes etc.
Article 188(2) to (4)	Meaning of “reviewable matters”
Article 189	Review and reconsideration by the Board of reviewable matters
Article 190(1) and (3) to (6)	Investigation by the Board of complaints of maladministration

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 191(1)(b) to (e)	The PPF Ombudsman
Article 235(2)(c)(ii) and (7) in so far as it relates to the definition of “relevant contributions”	Form of pension protection on transfer of employment
Article 247	Winding up
Article 248	Debt due from the employer when assets are insufficient
Article 280(1)(a) and (c)	Modification of the Order in relation to certain categories of schemes
Schedule 6, paragraphs 4(4), 6(4), 9(4), 12(4) (a), 13(4), 16(3)(b), 17(4)(a), 18(4), 20(4), (7) and (8), 23, 24(1), (2) and (6), 25(1), 26(7) in so far as it relates to paragraph (a) of the definition of “the compensation cap”, (9) and (10), 28(6) and (7), 31(2) and (3), 33, and 37(4) and Article 146 in so far as it relates to those paragraphs	Pension compensation provisions

## PART 5

### PROVISIONS OF THE ORDER COMING INTO OPERATION ON 8TH MARCH 2005

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 280(2) and (4)	Modification of the Order in relation to certain categories of schemes

## PART 6

### PROVISIONS OF THE ORDER COMING INTO OPERATION ON 1ST APRIL 2005

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 103(2)(a), (5) and (6)	Administration levy
Article 110(1)(a)	Eligible schemes
Article 164(1)(a), (2)(a), (3), (4), (6) and (7)	Calculation, collection and recovery of levies

## PART 7

### PROVISIONS OF THE ORDER COMING INTO OPERATION ON 6TH APRIL 2005

<i>Provisions of the Order</i>	<i>Subject matter</i>
In so far as not already brought into operation, Articles 15, 17, 19, 20, 26, 32, 34 except paragraphs (4) and (7)(g), 39 except	Provisions relating to the Regulator, the Board of the Pension Protection Fund and miscellaneous provisions

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<i>Provisions of the Order</i>	<i>Subject matter</i>
paragraph (7)(e), 40, 41, 48, 53, 55, 56, 64, 88, 92, 97, 98, 104, 106, 107, 109, 110, 113, 114, 117, 118 except paragraph (2) (d), 119, 122 except paragraph (10)(a), 123, 124, 125, 127, 129 to 132, 134 except paragraph (6)(d), 135 except paragraph (a) of the definition of “audited scheme accounts” in paragraph (8) and paragraph (12)(a), 136, 151, 162 except paragraph (1)(b), 185, 188 except paragraph (5), 190 and 235	
Article 3(1)(a), (3) and (4)	Regulator’s functions
Article 4(1) and (2)	Regulator’s objectives
Article 6	Transfer of OPRA’s functions to the Regulator
Articles 9 to 13	Powers in respect of occupational and personal pension schemes
Article 14, except paragraphs (3)(b) and (4)(b)	Pension liberation: interpretation
Article 16(1), (2), (3)(a) and (b) and (4) to (11)	Pension liberation: restraining orders
Article 18	Powers to wind up occupational pension schemes
Articles 21 to 25, 27 and 28	Provisions relating to freezing orders
Articles 29 to 31 and 33	Trustees of occupational pension schemes
Articles 35, 36, 37(1) to (9), (10)(a) to (e), (11) and (12), and 38(1), (2)(a) and (b) and (3) to (5)	Contribution notices where avoidance of employer debt
Article 42	Financial support directions: clearance statements
Article 43(1) to (3), (4)(a) to (f), and (5)	Contribution notices where non-compliance with financial support direction
Articles 44 and 45 Article 46(1) to (9), (10)(a) to (e) and (11)	The sum specified in an Article 43 contribution notice, content and effect of such a notice Article 43 contribution notice: relationship with employer debt
Article 47	Articles 39 to 46: interpretation
Articles 49 to 52	Transactions at an undervalue
Article 54	Regulator’s right to apply under Article 367 of the Insolvency Order
Articles 57 to 63	Register of schemes, register of prohibited trustees and collecting information relevant to the PPF
Articles 65 to 84 (except Article 81(2))	Duty to report breaches of the law, provisions on reports and on information
Article 85(1), (2)(a) to (j) and (3) to (7)	Codes of practice

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 86(9) to (11)	Procedure for issue and publication of codes of practice
Article 87	Revocation of codes of practice
Article 89	Publication of procedure in relation to regulatory functions
Article 90(1)(a) and (b)(i), (2) and (3)	Application of standard and special procedure
Article 91(1) to (5), (6)(a) to (t) and (v)	Standard procedure
Articles 93 to 95	Special procedure, compulsory review, and duty to have regard to the interests of members etc.
Article 96(1), (2)(a) to (c) and (3) to (5)	Powers to vary or revoke orders, notices or directions etc.
Article 99	Redetermination etc. by the Tribunal
Article 105(1) to (4), (6), (8), (9)(a) and (10) to (12)	Insolvency event, insolvency date and insolvency practitioner
Article 108	Board's duty where there is a failure to comply with Article 106
Article 111	Duty to assume responsibility for schemes following insolvency event
Article 112	Duty to assume responsibility for schemes following application or notification
Article 115	Protected liabilities
Article 116 except paragraph (6)	Assessment periods
Article 120	Power to validate contraventions of Article 119
Article 121	Board to act as creditor of the employer
Article 126	Articles 124 and 125: interpretation
Article 128	Approval of valuation
Article 133	Circumstances in which Board ceases to be involved with an eligible scheme
Article 138(1), (2)(a) and (c) and (6) to (15)	Requirement to wind up schemes with sufficient assets to meet protected liabilities
Article 144(1) to (3), (5), (6), and (7) in so far as that paragraph relates to Article 156(1)	Transfer notice
Article 145(2)(c)	Effect of Board assuming responsibility for a scheme
Article 156(1)	Relationship with fraud compensation regime
Article 158(2)(a)(i) and (iii) and (3)(a)	Definition of risk-based pension protection levy
Article 174, and Article 175 in so far as it relates to Article 174	Entry of premises, and penalties

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<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 176	Warrants
Article 177	Offence of providing false or misleading information to the Board
Article 178	Use of information
Articles 179 to 184	Disclosure of information
Article 186(1) and (2)	Articles 172 to 185: interpretation
Article 187	Publishing reports etc.
Article 198	Backdating the winding up of eligible schemes
Article 234	Conditions for pension protection on transfer of employment
Article 240	Increase in age at which short service benefit must be payable
Article 242	Paternity leave and adoption leave
Article 243	Inalienability of occupational pension
Article 252	Jurisdiction
Article 253	Investigations
Articles 255 to 257	Annual increases in rates of certain occupational and personal pensions
Article 259	Meaning of “working life” in the Pension Schemes Act
Article 262	Meaning of “stakeholder pension scheme”
Article 274(4) and (5)(b)	Disclosure of state pension information
Article 275	Information obtained by the Regulator
Schedule 1, paragraph 1 and Article 3(2) in so far as it relates to that paragraph	The Regulator
Schedule 3	Restricted information held by the Regulator: certain permitted disclosures to facilitate exercise of functions
Schedule 4, paragraphs 2(2)(f) to (h) and 3 and Article 101(3) in so far as it relates to those paragraphs	The Board of the Pension Protection Fund
Schedule 6, and Article 146, in so far as not already brought into operation	Pension compensation provisions
Schedule 7	Restricted information held by the Board: certain permitted disclosures to facilitate exercise of functions
Schedule 8, paragraphs 1 to 19 and Article 188 in so far as it relates to those paragraphs	Reviewable matters

<i>Provisions of the Order</i>	<i>Subject matter</i>
Schedule 10, paragraphs 19(a) and (c), 20, 21, 70(2)(a) and (4) and Article 290(1) in so far as it relates to those paragraphs	Minor and consequential amendments
Schedule 11, in so far as it relates to –  the Pensions (Northern Ireland) Order 1995, the specified repeals in Articles 51(1), 54(3), and 158(1);  the Child Support, Pensions and Social Security Act (Northern Ireland) 2000, section 50;  and Article 291 in so far as it relates to those provisions	Repeals